

District Judge Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

YU MIAO,

Plaintiff,

v.

ALEJANDRO MAYORKAS, *et al.*,

Defendants.

Case No. 2:24-cv-00078-RSM

STIPULATED MOTION TO DISMISS
AND ORDER

Noted for Consideration:
August 14, 2024

Pursuant to Federal Rule of Civil Procedure 41(a), the parties stipulate to the dismissal of this case without prejudice, with each party to bear their own costs. Plaintiff brought this litigation pursuant to the Administrative Procedure Act and Mandamus Act seeking, inter alia, to compel the U.S. Citizenship and Immigration Services (“USCIS”) adjudicate his Form I-589, Application for Asylum and for Withholding of Removal. USCIS has adjudicated the application and this case is now moot.

//

//

//

//

STIPULATED MOTION TO DISMISS
[Case No. 2:24-cv-00078-RSM] - 1

UNITED STATES ATTORNEY
1201 PACIFIC AVE., STE. 700
TACOMA, WA 98402
(253) 428-3800

1 DATED this ____ day of August, 2024.

2 Respectfully submitted,

3 TESSA M. GORMAN
4 United States Attorney

5 s/ Michelle R. Lambert

6 MICHELLE R. LAMBERT, NYS #4666657

7 Assistant United States Attorney

8 United States Attorney's Office

9 1201 Pacific Avenue, Suite 700

10 Tacoma, Washington 98402

11 Phone: (253) 428-3824

12 Fax: (253) 428-3826

13 Email: michelle.lambert@usdoj.gov

14 *Attorneys for Defendants*

15 ***I certify that this memorandum contains 75***
16 ***words, in compliance with the Local Civil Rules.***

17 _____
18 Yu Miao

19 1700 Jones Avenue NE

20 Renton, Washington 98056

21 Phone: (206) 778-8666

22 Email: miaoyu987@gmail.com

23 Pro Se Plaintiff
24

ORDER

The case is dismissed without prejudice. It is so **ORDERED**.

DATED this 15th day of August, 2024.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that I am an employee in the Office of the United States Attorney for the Western District of Washington and of such age and discretion as to be competent to serve papers.

I further certify that on today's date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notice of such filing to the following CM/ECF participant(s):

- 0 -

I further certify that on today's date, I arranged for service of the foregoing on the following non-CM/ECF participant, via Certified Mail with return receipt, postage prepaid, addressed as follows:

Yu Miao, *Pro Se Plaintiff*
1700 Jones Avenue NE
Renton, Washington 98056

DATED this 14th day of August, 2024.

s/ Stephanie Huerta-Ramirez
STEPHANIE HUERTA-RAMIREZ, Legal Assistant
United States Attorney's Office
700 Stewart Street, Suite 5220
Seattle, WA 98101
Phone: (206) 553-7970
Fax: (206) 553-4073
Email: Stephanie.Huerta-Ramirez@usdoj.gov